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Dated: January 9, 2002 Signature: _____

(Kimberly V. Perry)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
An et al.

Application No.: 09/388,726

Filed: September 2, 1999

For: DISTRACTABLE CORPECTOMY DEVICE

Commissioner for Patents
Washington, DC 20231

Group Art Unit: 3738

Examiner: B. Pellegrino

Docket No.: SPINE 3.0-029
(PATENT)

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INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is respectfully requested that the references listed on the enclosed PTO-form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference is enclosed. These references were cited in a corresponding International Search Report, a copy of which is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: January 9, 2002

Respectfully submitted,

By _____

Kimberly V. Perry

Registration No.: 43,612

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CERTIFICATION PURSUANT TO 37 C.F.R. § 1.97(E)(1)

Dear Sir:

Pursuant to 37 C.F.R. § 1.97(e) (1), undersigned counsel hereby certifies that each item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application to the above-referenced patent application not more than three months prior to the filing of said statement.

Dated: January 9, 2002

Respectfully submitted,

By 

Kimberly V. Perry

Registration No.: 43,612

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